

**MINUTES**  
**LANCASTER COUNTY BOARD OF EQUALIZATION**  
**TUESDAY, JANUARY 18, 2000**  
**COUNTY COMMISSIONERS CHAMBERS**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**1:30 P.M.**

Commissioners Present: Kathy Campbell, Chair  
Larry Hudkins, Vice Chair  
Linda Steinman  
Bob Workman

Commissioners Absent: Bernie Heier

Others Present: Norm Agena, County Assessor  
Kerry Eagan, Chief Administrative Officer  
Dave Johnson, Deputy County Attorney  
Bruce Medcalf, County Clerk  
Gwen Thorpe, Deputy County Clerk

- 1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, January 11, 2000. (A copy of these minutes is on file in the Office of the Lancaster County Clerk.)**

**MOTION:** Hudkins moved and Workman seconded approval of the Board of Equalization minutes dated January 11, 2000. On call Campbell, Hudkins, Workman and Steinman voted aye. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

**Approval of 6 additions and deductions to the tax assessment rolls per Exhibit "A".**

**MOTION:** Steinman moved and Workman seconded approval. On call Campbell, Steinman, Hudkins and Workman voted aye. Motion carried.

3) **APPROVAL OF MOTOR VEHICLE TAX EXEMPTIONS:**

**American Legion, Department of Nebraska  
Catholic Bishop of Lincoln, Inc.  
Evangelical United Lutheran Church  
Good News Broadcasting Association, Inc.  
Nebraska Annual Conference of the United Methodist Church  
Saint Elizabeth Regional Medical Center  
Salvation Army A.R.C.  
Sisters of St. Francis  
Southeast Nebraska Mobile Diagnostic Services, Inc.  
Tabitha, Inc.**

**MOTION:** Steinman moved and Hudkins seconded approval of motor vehicle tax exemptions for American Legion, Department of Nebraska, Catholic Bishop of Lincoln, Inc., Evangelical United Lutheran Church, Good News Broadcasting Association, Inc., Nebraska Annual Conference of the United Methodist Church, Saint Elizabeth Regional Medical Center, Salvation Army A.R.C., Sisters of St. Francis, Southeast Nebraska Mobile Diagnostic Services, Inc. and Tabitha, Inc. On call Steinman, Workman, Campbell and Hudkins voted aye. Motion carried.

4) **APPEAL FILED ON REAL ESTATE FOR ROSBURG ENTERPRISES, INC.**

Norm Agena, County Assessor, explained that by State Statute his office cannot assess a penalty or interest and recommended that the County Board approve the request.

**MOTION:** Steinman moved and Hudkins seconded to accept the Assessor's recommendation to approve the request from Rosburg Enterprises, Inc. to waive the interest and penalty assessed on real estate. On call Workman, Hudkins, Campbell and Steinman voted aye. Motion carried.

5) **ADJOURNMENT:**

By direction of the Chair, the Board of Equalization meeting was adjourned.

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Bruce Medcalf  
County Clerk

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Others Present: Kerry Eagan, Chief Administrative Officer  
Dave Johnson, Deputy County Attorney  
Bruce Medcalf, County Clerk  
Gwen Thorpe, Deputy County Clerk

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, January 11, 2000. (A copy of these minutes is on file in the Office of the Lancaster County Clerk.)

**MOTION:** Workman moved and Hudkins seconded approval of the Board of Commissioners minutes dated January 11, 2000. On call Campbell, Hudkins, Workman and Steinman voted aye. Motion carried.

- 2) **CLAIMS:** Approval of all claims processed through Tuesday, January 18, 2000.

**MOTION:** Workman moved and Hudkins seconded approval. On call Campbell, Steinman, Hudkins and Workman voted aye. Motion carried.

3) **PUBLIC HEARINGS:**

**Comprehensive Plan Amendment 94-42, requested by the Director of Planning, to amend the 1994 Lincoln/Lancaster County Comprehensive Plan by amending the land use plan and adding text regarding land use, infrastructure and resources for the Wilderness Park Subarea Plan.**

Campbell opened the public hearing.

Mike DeKalb, Planning Department, appeared and gave a brief overview stating that the Comprehensive Plan Amendment would adopt the Wilderness Park Subarea Plan as a subarea to the Lincoln/Lancaster County Comprehensive Plan.

The Clerk administered the oath to Danny Walker.

Danny Walker, 427 "E" Street, appeared in support of the subarea plan and submitted a letter written to the Federal Emergency Management Agency (FEMA) regarding the Salt Creek floodplain (Exhibit "A").

The Clerk administered the oath to Moni Usasz.

Moni Usasz, 3340 South 31<sup>st</sup> Street, appeared in favor of the Wilderness Park Subarea Plan on behalf of Friends of Wilderness Park and submitted her comments into the record (Exhibit "B"). She stated the plan isn't perfect, however, there are many parts of it which can be supported. Usasz stated they continue to have concerns regarding the continued management of Wilderness Park and the need for ecologically trained staff at Parks and Recreation. Usasz urged the County Board to vote in favor of the subarea plan in its entirety.

The Clerk administered the oath to Mike Morosin.

Mike Morosin, 2055 "S" Street, appeared and stated that the subarea plan contains valuable and good ideas and urged that they move forward with caution. He stated he feels there should be a master plan for Lincoln's future and that the water issues should be clarified.

The Clerk administered the oath to Glenn Cekal.

Glenn Cekal, 1420 "C" Street, appeared in favor of the subarea plan and stated he felt the plan was for everyone.

3) **PUBLIC HEARINGS CONTINUED:**

The Clerk administered the oath to Phyllis Hergenrader.

Phyllis Hergenrader, 5701 Yankee Hill Road, appeared in support of the plan and submitted her comments into the record (Exhibit "C"). Hergenrader commended Kip Hulvershorn, consultant, for integrating results of the public involvement process with those of the technical studies. She stated that it is very important to follow the suggestion that a Wilderness Park Advisory Committee be established to decide on the best specific management practices to achieve the overall management objectives and provide technical direction to park managers.

Workman inquired about the cost of maintenance for Wilderness Park.

Terry Genrich, Parks and Recreation, responded that approximately \$25,000 to \$30,000 per year is spent in relation to maintenance of the park.

In response to a question asked by Workman regarding additional acquisition of land, DeKalb explained that five property owners abutting the park were contacted, as well as several other landowners to the north and to the south. He stated the 20 parcels would be appropriate areas to consider for acquisition, easements or other possible mechanisms.

DeKalb also pointed out that a major recommendation of the subarea plan is to consider the extension of the park to the south into the Roca and Hickman areas.

Workman stated he feels the subarea plan is very well done and that he is very much in support of it.

Campbell asked if anyone else wished to testify.

No one appeared and the hearing was closed.

**MOTION:** Steinman moved and Hudkins seconded to request the County Attorney's Office to draft a resolution approving the Wilderness Park Subarea Plan as recommended by the Planning Commission on December 15, 1999. On call Steinman, Workman, Campbell and Hudkins voted aye. Motion carried.

4) **OLD BUSINESS:**

**Contracts between the County Engineer and the following relating to road improvements:**

- **Gary R and Irene R Nedved on Pioneers Boulevard, 98<sup>th</sup> to 112<sup>th</sup> Streets, in the total amount of \$2,240.88; Project C55-P-409(2) (19992218) (19992219)**
- **Joseph P and Emma Marlene Booth on Pioneers Boulevard, 98<sup>th</sup> to 112<sup>th</sup> Streets, in the total amount of \$4,546; Project C55-P-409(2) (19992220) (19992221) (19992222) (19992223)**
- **Michael J. and Myra S. Schmaderer on Pioneers Boulevard, 98<sup>th</sup> to 112<sup>th</sup> Streets, in the amount of \$1,495; Project C55-P-409(2) (C-00-24)**
- **Merle C. and Phyllis E. Schroeder on Pioneers Boulevard, 98<sup>th</sup> to 112<sup>th</sup> Street, in the total amount of \$6,866; Project C55-P-409(2) (C-00-25 through C-00-27)**
- **Joseph and Lori Wilkinson at Southwest 40<sup>th</sup> Street, Van Dorn to “A” Streets, in the total amount of \$4,092.63; Project C55-L-403(1) (C-00-08 and C-00-09)**
- **Vergene Vandergriend on South 54<sup>th</sup> Street one-quarter mile north of Firth Road, in the total amount of \$764.57; Project 00-29 (C-00-05 through C-00-07)**

**MOTION:** Hudkins moved and Workman seconded approval. On call Workman, Hudkins, Campbell and Steinman voted aye. Motion carried.

5) **NEW BUSINESS:**

**A. An interlocal agreement with the City of Lincoln and the Lancaster County Cooperative Extension Service to establish waste reduction and recycling programs and services. The City will pay \$9,050. The term of the contract begins upon the date of execution and ends August 31, 2000. (C-00-36)**

**MOTION:** Steinman moved and Hudkins seconded approval. On call Hudkins, Steinman, Workman and Campbell voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

**B. Recission of a grant contract with Centerpointe, Inc. regarding the services of Dr. Charles Thiessen. The contract, numbered 99-1945, was executed September 28, 1999. (C-00-43)**

**MOTION:** Hudkins moved and Steinman seconded approval. On call Steinman, Workman, Campbell and Hudkins voted aye. Motion carried.

**C. A letter of acceptance of proposed emergency stream bank protection for Elk Creek. (M-00-05)**

**MOTION:** Hudkins moved and Workman seconded approval. On call Workman, Hudkins, Campbell and Steinman voted aye. Motion carried.

**D. A resolution authorizing the removal of a “15 mile per hour” speed limit sign on Cessna Lane south of Holdrege Street in Sky Ranch Acres and the installation of a “No Outlet” sign and a “25 mile per hour” sign for southbound traffic. (R-00-06)**

**MOTION:** Workman moved and Hudkins seconded approval of Resolution 00-06.

Dave Johnson, Deputy County Attorney, stated language regarding the maximum speed limit of 25 miles per hour in any residential district should be included in the second paragraph.

Both the maker of the motion and the seconder agreed to the additional language.

**ROLL CALL:** Campbell, Steinman, Workman and Hudkins voted aye. Motion carried.

**E. Execution of unqualified written acceptance of terms and conditions of the City of Lincoln Executive Orders pertaining to the construction of water mains, ornamental lighting and storm sewers and street paving in Radcliffe Drive west of South 14<sup>th</sup> Street. (E-00-02 through E-00-04)**

**MOTION:** Hudkins moved and Workman seconded approval. On call Workman, Steinman, Campbell and Hudkins voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

**F. Authorization for National Bank of Commerce, as Trustee, to disburse \$40,464.92 from the juvenile detention center bond proceeds to LeGrande Excavating for demolition and clearing of property for the new detention facility and \$1,774.51 to Settell's Inc. for printing the official statement for issuing the bonds for the detention facility. (M-00-04)**

**MOTION:** Steinman moved and Workman seconded approval.

Workman stated the County Board took action last week to rename the Attention Center to the Lancaster County Juvenile Detention Center.

**ROLL CALL:** Steinman, Hudkins, Workman and Campbell voted aye. Motion carried.

**G. Recommendation from the Purchasing Agent and the County Engineer to award a bid for repair of County Bridge No. X-40 located on South 54<sup>th</sup> Street north of Firth Road to Gen-Mech Contractors, Inc., in the amount of \$34,908; Project No. 00-29. (B-00-03)**

**MOTION:** Steinman moved and Workman seconded approval.

Campbell noted there were six bidders ranging from \$34,908 to \$62,881.

**ROLL CALL:** Workman, Campbell, Hudkins and Steinman voted aye. Motion carried.

**H. Release of a real estate mortgage for satisfactory repayment of a loan under the Lancaster County Housing Rehabilitation Program through the Lincoln Action Program for Iona Malone. (M-00-03)**

**MOTION:** Steinman moved and Hudkins seconded approval. On call Hudkins, Workman, Campbell and Steinman voted aye. Motion carried.

**I. Release of a real estate mortgage for satisfactory repayment of a loan under the Lancaster County Housing Rehabilitation Program through the Lincoln Action Program for James and Marcia Spurlock. (M-00-02)**

**MOTION:** Steinman moved and Workman seconded approval. On call Campbell, Steinman, Workman and Hudkins voted aye. Motion carried.

6) **CONSENT ITEMS:** These are items of business that are routine and which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

**A. Receive and Place on File:**

- 1. Register of Deeds Monthly Report for December, 1999**
- 2. Lincoln City Libraries Director's Report for December, 1999**

**B. A five year extended replacement guaranty to maintain six Sheriff's Office Stop Stick Rack kits, at a cost of \$59 each, for a total of \$354. Guaranty is with Stop Stick Ltd. and terminates January 1, 2005. (C-00-35)**

**C. A contract between the County Engineer and Dwight Johnson and Associates for appraisal services, in the amount of \$750, in connection with the vacation of a portion of a County road located on Hackberry Lane in Hillcrest Heights between Anthony Lane and East Hillcrest Drive in Lancaster County, Nebraska.**

**D. Contracts between the County Engineer and the following relating to road improvements:**

- Peter T. Pfeifer and Iva Carol Schroeder Pfeifer on Pioneers Boulevard, 98<sup>th</sup> to 112<sup>th</sup> Streets, in the total amount of 4,083.75; Project C55-P-409(2). (2 contracts) (C-00-37 and 00-38)**
- William C. Finigan on North 70<sup>th</sup> Street, Interstate 80 to Waverly Road, in the total amount of \$4,262.50; Project C55-G-405(2) (C-0039 through C-00-41)**

**MOTION:** Steinman moved and Hudkins seconded approval of the Consent Items. On call Hudkins, Campbell, Steinman and Workman voted aye. Motion carried.

7) **ADJOURNMENT:**

**MOTION:** Workman moved and Steinman seconded adjournment of the Board of Commissioners meeting. On call Campbell, Hudkins, Workman and Steinman voted aye. Motion carried.

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Bruce Medcalf  
County Clerk